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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/776,361	02/10/2004	Holger Edinger	A-3891	3215
24131 75	90 10/06/2005		EXAM	INER
LERNER AND GREENBERG, PA			MORRISON, THOMAS A	
P O BOX 2480 HOLLYWOOD, FL 33022-2480		ART UNIT	PAPER NUMBER	
	,		3653	

DATE MAILED: 10/06/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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	Application No.	Applicant(s)			
Office Autieus Occurrence	10/776,361	EDINGER, HOLGER			
Office Action Summary	Examiner	Art Unit			
	Thomas A. Morrison	3653			
The MAILING DATE of this communication ap Period for Reply	opears on the cover sheet wit	h the correspondence address			
A SHORTENED STATUTORY PERIOD FOR REPONENTS IN CONGER, FROM THE MAILING IN Extensions of time may be available under the provisions of 37 CFR 1 after SIX (6) MONTHS from the mailing date of this communication. If NO period for reply is specified above, the maximum statutory period Failure to reply within the set or extended period for reply will, by statu Any reply received by the Office later than three months after the mailing earned patent term adjustment. See 37 CFR 1.704(b).	DATE OF THIS COMMUNIC .136(a). In no event, however, may a re d will apply and will expire SIX (6) MONT tte, cause the application to become ABA	ATION. ply be timely filed "HS from the mailing date of this communication. ANDONED (35 U.S.C. § 133).			
Status					
1) Responsive to communication(s) filed on 28	1) Responsive to communication(s) filed on <u>28 September 2005</u> .				
2a) ☐ This action is FINAL . 2b) ☑ This action is non-final.					
3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is					
closed in accordance with the practice under	Ex parte Quayle, 1935 C.D.	11, 453 O.G. 213.			
Disposition of Claims					
4) Claim(s) 1-4 is/are pending in the application 4a) Of the above claim(s) is/are withdres 5) Claim(s) is/are allowed. 6) Claim(s) 1-4 is/are rejected. 7) Claim(s) is/are objected to. 8) Claim(s) are subject to restriction and/	awn from consideration.				
Application Papers					
9) The specification is objected to by the Examir 10) The drawing(s) filed on is/are: a) acceptable and applicant may not request that any objection to the Replacement drawing sheet(s) including the correction of the oath or declaration is objected to by the Examiration.	ccepted or b) objected to be e drawing(s) be held in abeyand ection is required if the drawing(s	ce. See 37 CFR 1.85(a). s) is objected to. See 37 CFR 1.121(d).			
Priority under 35 U.S.C. § 119					
12) Acknowledgment is made of a claim for foreign a) All b) Some * c) None of: 1. Certified copies of the priority documer 2. Certified copies of the priority documer 3. Copies of the certified copies of the priority application from the International Bures * See the attached detailed Office action for a list	nts have been received. nts have been received in Applority documents have been all (PCT Rule 17.2(a)).	oplication No received in this National Stage			
Attachment(s) 1) Notice of References Cited (PTO-892) 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/02) Paper No(s)/Mail Date	Paper No(s	ummary (PTO-413))/Mail Date formal Patent Application (PTO-152)			

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Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

1. Claims 1-4 are rejected under 35 U.S.C. 102(b) as being anticipated by Eitel et al. In particular, Eitel et al. discloses all of the limitations of claims 1-4.

Regarding the independent claim 1, Figs. 1-4 show an apparatus (1) for conveying sheets to a sheet processing machine, comprising:

a feed table (6);

at least one suction belt (i.e., two belts 4 and 4) disposed to be guided over the feed table (6) and to be subjected to suction air from an underside thereof;

the at least one suction belt (belts 4 and 4) having at least two mutually spacedapart rows of suction openings (7) formed therein; and

the feed table (6) having ventilation openings (61 and 62) formed therein in a region between the rows of suction openings (7) formed in the at least one suction belt (belts 4 and 4).

One way of reading the Eitel patent is to say that Fig. 2 shows multiple rows of small diameter openings labeled "7" (i.e., suction openings) in each belt (4). Also, the feed table (6) has ventilation openings (61 and 62) that are located between the multiple rows of small diameter openings (7) in the belt (4) located near numeral 13 and the multiple rows of small diameter openings (7) in the other belt (4) near numeral 15. In

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other words, the feed table (6) has ventilation openings (61 and 62) formed therein in a region between the multiple rows of small openings (7) in the belt (4) near numeral 13 and the multiple rows of small openings (7) in the belt (4) near numeral 15. As such, this interpretation of Eitel et al. meets the limitations of claim 1. This situation applies where at least one belt is multiple belts.

Alternatively, the openings (2) in the feed table (6) can be considered "ventilation openings". The dictionary defines the word "ventilation" as "1: the act or process of ventilating 2a: circulation of air". Miriam Webster's College Dictionary, 10th Edition, at page 1311. The openings (2) in feed table (6) allow air to circulate from the atmosphere into the openings (2). As such, openings (2) are "ventilation openings". Also, Fig. 2 shows that there are multiple rows of small diameter openings (7) in each belt (4), and there is one row of ventilation openings (2) located below each belt (4). In other words, the feed table (6) has ventilation openings (2) formed therein in a region between the rows of small diameter suction openings (7) in each suction belt (4). Thus, this alternative reading of the Eitel et al. patent also meets the limitations of claim 1. This situation applies where at least one belt is one belt.

Regarding the dependent claim 2, Fig. 2 shows mutually parallel suction boxes (14 and 16) communicating with the rows of suction openings (7) for supplying suction air to the rows of suction openings (7), and a common vacuum source (17) communicating with the suction boxes.

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Regarding the dependent claim 3, Fig. 1 shows that the feed table has a covering plate (6) covering the suction boxes (14 and 16) on top, the covering plate (6) forming a guide for the at least one suction belt (belts 4 and 4).

Regarding the dependent claim 4, Figs. 1 and 2 show that the covering plate (6) is formed with mutually parallel rows of suction openings (2) and with the ventilation openings (61 and 62).

Conclusion

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Thomas A. Morrison whose telephone number is (571) 272-7221. The examiner can normally be reached on M-F, 8am - 5pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Donald Walsh can be reached on (571) 272-6944. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

